

Minutes of the Maine Real Estate Commission

April 12, 2006

MEMBERS PRESENT

Winfred Stevens, Chairman
David Kitchen, Vice-Chairman
Earl Black
Sharon Millett
Jeffrey Mitchell

STAFF PRESENT

Carol Leighton, Director
Karen Bivins, Deputy Director
Robert Perkins, Assistant Attorney General
Judy Phillips, Examiner
Marilyn Lugner, Education Coordinator
Susan Greenlaw, Secretary

MEMBERS ABSENT

Susan Lewis Hodgkins

Location: Central Conference Room

Start: 9:00 a.m.

Adjourn: 11:25 a.m.

Agenda Modifications

A motion was made by Sharon Millett and seconded by Jeffrey Mitchell to add the following to the agenda. Unanimous.

- I. Proposed Dismissal
 - A. #2004-REC-124
- II. Proposed Consent Agreements
 - A. #2006-REC-2575
- III. R. Howard lake request for trade name
- IV. Draft Core Course Outline
- V. Promissor content outline

A motion was made by Jeffrey Mitchell and seconded by Earl Black to add the following to the agenda. Unanimous.

- I. Proposed Consent Agreement
 - A. #2005-REC-53

Commission Minutes

A motion was made by Sharon Millett and seconded by Earl Black to approve the minutes of the March 23, 2006 meeting as written. Unanimous.

Cash Wiseman V. Director

The hearing in this matter was cancelled.

Dismissed Complaints

#2004-REC-124: Earl Black recused and left the room. A motion was made by Sharon Millett and seconded by Jeffrey Mitchell to accept the Proposed Dismissal. Kitchen, Millett, Mitchell, and Stevens voted in the affirmative; none opposed. Motion carried.

Proposed Consent Agreements

A motion was made by Sharon Millett and seconded by Jeffrey Mitchell to accept the Proposed Consent Agreement in case numbers 2006-REC-2575. Unanimous.

#2005-REC-47: Earl Black recused and left the room. A motion was made by Sharon Millett and seconded by David Kitchen to accept the Proposed Consent Agreement. Kitchen, Millett, Mitchell, and Stevens voted in the affirmative; none opposed. Motion carried.

A motion was made by David Kitchen and seconded by Sharon Millett to reject the Proposed Consent Agreement and schedule a hearing in case number 2004-REC-95. Kitchen, Millett, and Mitchell voted in the affirmative; Black and Stevens opposed. Motion carried.

#2005-REC-53: David Kitchen and Winfred Stevens recused and left the room. A motion was made by Earl Black and seconded by Jeffrey Mitchell to accept the Proposed Consent Agreement. Black, Millett, and Mitchell voted in the affirmative; none opposed. Motion carried.

Rule Amendments – Basis Statement and Response to Comments, Adoption

A motion was made by Sharon Millett and seconded by Jeffrey Mitchell to repeal Chapter 320 of the rules and to adopt the Basis Statement and Response to Comments for Chapter 320 dated April 12, 2006; to repeal Chapter 330 of the rules and to adopt the Basis Statement and Response to Comments for Chapter 330 dated April 12, 2006; to amend Chapter 360 of the rules by adopting the April 12, 2006 print of Chapter 360 and to adopt the Basis Statement and Response to Comments for Chapter 360 dated April 12, 2006; to amend Chapter 390 of the rules by adopting the April 12, 2006 print of Chapter 390 and to adopt the Basis Statement and Response to Comments for Chapter 390 dated April 12, 2006; to adopt new Chapter 400 of the rules dated April 12, 2006 and to adopt the Basis Statement and Response to Comments for Chapter 400 dated April 12, 2006; and to adopt new Chapter 410 of the rules dated April 12, 2006 and to adopt the Basis Statement and Response to Comments for Chapter 410 dated April 12, 2006. Unanimous.

Core Course Update

Draft Core Course Outline: Commission members accepted the outline and authorized staff to schedule training. Members agreed that the course shall become mandatory effective January 1, 2007.

Director's Report

R. Howard Lake Request for Trade Name: A motion was made by Sharon Millett and seconded by Earl Black to deny the request to use the trade name Maine Conservation Realty LLC. Unanimous.

Promissor Content Outline: Reviewed and approved by consensus.

Next Meeting Scheduled for May 18, 2006

The meeting was adjourned at 11:25 a.m.

This report respectfully submitted,

Winfred A. Stevens
Chairman

Carol J. Leighton
Director